

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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THOMAS GESUALDI, LOUIS BISIGNANO,	:
MICHAEL O'TOOLE, MICHAEL C. BOURGAL,	:
DARIN JEFFERS, FRANK H. FINKEL, MARC	:
HERBST, THOMAS CORBETT, ROBERT G.	:
WESSELS and ROCCO TOMASSETTI, SR., as	:
Trustees and Fiduciaries of the Local 282 Welfare	:
Trust Fund, the Local 282 Pension Trust Fund, the	:
Local 282 Annuity Trust Fund, the Local 282 Job	:
Training Fund, and the Local 282 Vacation and Sick	:
Leave Trust Fund,	:
	:
Plaintiffs,	:
	:
vs.	:
	:
GWA MECHANICAL INC.,	:
	:
Defendant.	:
	:
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**PLAINTIFFS' STATEMENT OF AMOUNTS DUE**

1. Plaintiffs, the Trustees and fiduciaries of the above-captioned Local 282 Trust Funds (the "Funds"), respectfully submit this Statement of Amounts Due pursuant to Local Civil Rule 55.2.
2. Pursuant to Sections 515 and 502(g)(2) of ERISA, 29 U.S.C. §§ 1145 and 1132(g)(2), Defendant GWA Mechanical Inc. is liable to the Funds in the amount of \$517,365.98, consisting of:
- (a) \$3,514.01 in audited contributions due for the period from September 1, 2018 through October 1, 2019;
  - (b) \$332,230.80 in estimated contributions for October 2021 through March 2024;
  - (c) \$79,296.07 in total interest, plus owes \$165.57 in per diem interest (which begins accruing on June 11, 2024);
  - (d) \$93,371.88 in liquidated damages;

- (e) \$1,353.93 in audit fees; and
- (f) \$7,599.29 in attorney's fees and costs.

3. The amounts shown above are justly due and owing and all attorney's fees and costs sought to be taxed have been necessarily and actually incurred in the prosecution of this action.

Dated: New York, New York  
June 7, 2024

Respectfully submitted,

/s/ Michael S. Adler

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